



JPW

PATENT  
Customer No. 22,852  
Attorney Docket No. 09282.0016-00

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
Joerg BERINGER	)	Group Art Unit: 2655
Application No.: 10/663,370	)	Examiner: Unknown
Filed: September 15, 2003	)	Confirmation No.: 1630
For: PARTICIPANT SEGMENTATION	)	
FOR MANAGING	)	
COMMUNICATIONS	)	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO-1449 Form. To the undersigned's knowledge, the Information Disclosure Statement (IDS) is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents, including any copending patent applications, are attached. However, in light of the waiver of 37 C.F.R. 1.98 (a)(2)(i) provided in 1273 OG 55 for patent applications filed after June 30, 2003, copies of the U.S. patent documents listed on the PTO-1449 Form are not required and, therefore, are not enclosed.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed

documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

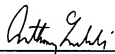
Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: September 8, 2004

By:   
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Anthony J. Lombardi  
Reg. No. 53,232

# INFORMATION DISCLOSURE CITATION

OMB No. 0651-0011

Atty. Docket No.	09282.0016	Appln. No.	10/663,370
Applicant	Joerg BERINGER		
Filing Date	September 15, 2003	Group:	2655



## U.S. PATENT DOCUMENTS

Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate

## FOREIGN PATENT DOCUMENTS

	Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

/T.M./	Ron Copeland, "Chose the Right Intelligent Switching Strategy," Informationweek.com, February 12, 2001, downloaded on March 10, 2004, from < <a href="http://www.informationweek.com/824/lotus.htm">http://www.informationweek.com/824/lotus.htm</a> >, 5 pages.
/T.M./	Tacit Case Study, downloaded on March 10, 2004, from < <a href="http://www.tacit.com/customers/casestudies/northrup_grumman.html">http://www.tacit.com/customers/casestudies/northrup_grumman.html</a> >, 2 pages.

Examiner	/Thomas Mansfield/	Date Considered	08/03/2008
*Examiner:	Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.		
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce		